

State of Kansas



Bill Graves

Governor



R00077062

RCRA Records Center

Department of Health and Environment

James J. O'Connell, Secretary

April 7, 1997

Gary Burns, Facility Manager
Laidlaw d.b.a. Hydrocarbon Recyclers, Inc.
2549 N. New York
Wichita, Kansas 67219

Re: Hazardous Waste Compliance Inspection
Inspection date: April 16 - 18, 1997
EPA Identification Number: KSD007246846



Dear Mr. Burns:

Thank you for your response letter dated January 31, 1997 addressing violation 15. Based on the information you provided in your letter, violation 15 has been corrected.

You were sent a letter dated April 3, 1997 from Ron Smith, BWM, Technical Support Unit, Topeka, addressing inadequate drum condition. Mr. Smith, concludes it is a judgement call on the inspector's part to determine drum integrity. In subsequent conversations with Ron Robertson, Mr. Robertson stated the drums identified during the inspection have been corrected. Based on this information, violation 6 will be noted as corrected.

With the new DOT requirements regarding usage of drums to ship hazardous materials, a majority of the problems found during the April 1996 inspection should be resolved in the future. It is recommended that your internal policy be reviewed to prevent the transporter from accepting wastes in drums of questionable integrity. If waste is received at your facility in drums of questionable integrity, identify steps that will be taken to correct the problem (i.e. repackaging, over packing, processing the waste within the same day, etc.).

Your cooperation with the hazardous waste management program is appreciated. If you have any questions, you may contact me at 316/ 337-6039.

Sincerely,

A handwritten signature in black ink that reads "Teresa Hansen".

Teresa Hansen, CHMM
Waste Management Programs
Bureau of District Operations

cc: John Mitchell, BWM, Topeka
Ron Smith, BWM, Topeka
File - SCD, Wichita

South Central District
130 S. Market, 6th Fl., Suite 6050, Wichita, Kansas 67202

(316) 337-6020
FAX (316) 337-6023



Department of Health and Environment

James J. O'Connell Secretary

April 3, 1997

Gary Burns
Facility Manager
Laidlaw Environmental Services
2549 North New York
Wichita, Kansas 67219

Re: Request for Guidance
Hydrocarbon Recyclers, Inc.
EPA Identification Number KSD007246846

RECEIVED
APR - 4 1997
South Central District

Dear Mr. Burns:

In your letter dated September 10, 1996, to Teresa Hansen, you requested guidance defining unacceptable drum conditions. We have consulted the U.S. Department of Transportation in Topeka and reviewed the Environmental Protection Agency's guidance document for permit writers, Facilities Storing Hazardous Waste in Containers. After reviewing all available data, the Kansas Department of Health and Environment (KDHE) has determined that the integrity of a storage drum is compromised if it displays severe rust, leaks, bulges, dents or other structural defects. The department agrees that identifying the condition of a hazardous waste storage drum is, at best, a judgement call. In the situations identified above, the contents of the drum should be placed in a good container or the drum placed in an overpack container.

If you have any further questions regarding this matter, please call me at (913) 296-1604.

Sincerely,

Ronald L. Smith, CHMM
Compliance and Enforcement Unit
Technical Support Section

RLS/cm

c: Bill Bider
John Mitchell
Dennis Degner
Mary Bitney
Mark Bradbury, DEA, SCDO → Teresa Hansen

January 31, 1997

Teresa Hansen
Kansas Department of Health and Environment
Bureau of District Operations, South Central District
Waste Management Programs
130 S. Market, 6th Floor
Wichita, KS. 67203-3802

RECEIVED
FEB 2 1997
South Central District

Dear Ms. Hansen:

On April 18, 1996 the KDHE Wichita Bureau of District Operations conducted a facility inspection at the Hydrocarbon Recyclers, Inc. facility (EPA ID No. KSD007246846) in Wichita (HRIW). A notice of non-compliance was issued alleging fourteen (14) violations of the Kansas Hazardous Waste Management Regulations. Our responses dated May 23 and September 10 addressed these issues.

Thank you for your response dated January 13, 1997 to our letter of September 10, 1996. This letter will convey our response to each remaining allegation of violation, and the actions taken to address each of them.

Original Item 15. K.A.R. 28-31-4(d)

Originally cited as failure to provide page 2 of 2 for manifest 04086.

Failure to identify the correct page numbering sequence and failure to use a unique five digit manifest number.

You stated that the state of Louisiana does not allow the use of a continuation page. The manifest in question is identified with the manifest document number 04086 and as page 1 of 2. The second manifest you provided is identified with the manifest document number of 04086 with the page number showing page 1 of 1.

If a state does not allow the use of a continuation page, the page number of each manifest should be identified as page 1 of 1 and a unique manifest document number assigned to each manifest.

Response: The original page 2 of 2 has been given the manifest document number A4086. Attached are corrected copies of Louisiana Manifest 04086.

When shipping to states that do not allow the use of continuation pages, HRIW will generate as many one page manifests as needed to properly describe the shipments. A unique five digit manifest document number will be assigned to each of these manifests.

page 1

Hydrocarbon Recyclers, Inc. of Wichita
EPA Identification Number KSD007246846
January 23, 1997

Item b of the additional comments: Revised citation of 1/13/1997

After reviewing the container inventory report dated 4/16/96, it was found that the waste batteries stored in since November 2, 1992 are not listed on the inventory provided on the day of the inspection.

The storage of these batteries is an ongoing problem which needs to be resolved. Laidlaw/HRI needs to move forward to dispose of these batteries. HRI accepted this waste in 1992 and failed to reject this shipment as nonconforming waste at that time. Laidlaw/HRI needs to outline the steps that will be initiated to dispose of these batteries and/or to pursue this case with the Sacramento Army Depot.

Response: The batteries in question were shipped to Kinsbursky Brothers, Inc. for disposal on November 4, 1996. Please see the attached copy of the manifest. They were not on the computer generated inventory provided on 4/16/96 because they were received before the facility's computerized data base was created, and therefore were never listed on it.

No regulated materials currently on site have been stored here for more than one year. HRIW now generates a monthly report of all materials which have been stored at the facility for more than 270 days. These wastes are targeted for disposal, and we are able to identify and ship materials before they reach the one year limit.

In addition to the batteries, the following drums were found to be stored for greater than one year.

...list deleted

I understand some of these containers were identified waste collected from household hazardous waste facilities, however; Laidlaw/HRI needs to address why it is necessary to store this waste for greater than one year.

Response: HRIW agrees that it is not necessary to store waste longer than one year, whether they are household hazardous wastes or not. The drums in question were received during the end of 1994 and the beginning of 1995. At that time the facility changed waste management data base systems and developed new procedures to track the age of drums. These changes caused the loss of some computerized aging information. As we have indicated above, an aging report system is now in place which ensures that



Hydrocarbon Recyclers, Inc. of Wichita
EPA Identification Number KSD007246846
January 23, 1997

no drums are kept on site beyond one year.

Should you have any questions about this response please feel free to contact me or Ron Robertson of my staff at (316) 269-7400.

Sincerely;

A handwritten signature in cursive script that reads "Gary Burns".

Gary Burns
Facility Manager

xc: Tim Kent
Bill Hallam
Ashley Chadwick
Ron Robertson

PLEASE PRINT OR TYPE (Form designed for use on 12-pitch typewriter.)

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. 88D00724684604086		2. Page 1 of 1		Information in the shaded areas is not required by Federal law.	
3. Generator's Name and Mailing Address HYDROCARBON RECYCLERS INC. 2549 N. New York Wichita, Ks. 67219		A. State Manifest Document Number LA-A-3318055		B. State Generator's ID 2549 N. New York			
4. Generator's Phone 316 268-7500		C. State Transporter's ID 600-723-4868		D. Transporter's Phone			
5. Transporter 1 Company Name JS HUNT SPECIAL COMMODITIES		6. US EPA ID Number ARD981908551		E. State Transporter's ID			
7. Transporter 2 Company Name		8. US EPA ID Number		F. Transporter's Phone			
9. Designated Facility Name and Site Address INDUSTRIAL PROCESSORS, INC. 2549 N. New York Wichita, Ks. 67219		10. US EPA ID Number LAD081007700		G. State Facility's ID 2549 N. New York			
11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)		12. Containers No. Type		13. Total Quantity		14. Unit. Wt/Vol	
a. NO. WASTE PAINT RELATED MATERIAL, J. UN1263, Pgt 1 (toluene, acetone)		002 CW03080P		03080		P	
b. NONE REGULATED WASTE-NON HAZARDOUS WASTE, PER 40 & 49 CFR		002 CW03540P		03540		P	
c.							
d.							
J. Additional Descriptions for Materials Listed Above 28a. 9504259-D001 28b. 950477-none		K. Handling Codes for Wastes Listed Above 28a. M052 28b. NEM					
15. Special Handling Instructions and Additional Information 24hr Emergency Phone: 316-261-2766 or 316-268-7500 5pm-8pm: Call INFOTRAC @ 1-800-535-5053 (Facility 725-700)							
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimize the present and future threat to human health and the environment. OR, I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.		Month Day Year					
Printed/Typed Name James A. Bratcher		Signature <i>[Signature]</i>					
17. Transporter 1 Acknowledgement of Receipt of Materials Printed/Typed Name JS HUNT SPECIAL COMMODITIES		Signature <i>[Signature]</i> Month Day Year					
18. Transporter 2 Acknowledgement of Receipt of Materials Printed/Typed Name		Signature <i>[Signature]</i> Month Day Year					
19. Discrepancy Indication Space		Month Day Year					
20. Facility Owner or Operator Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19. Printed/Typed Name INDUSTRIAL PROCESSORS, INC.		Signature <i>[Signature]</i> Month Day Year					

STATE OF LOUISIANA
DEPARTMENT OF ENVIRONMENTAL QUALITY
HAZARDOUS WASTE DIVISION

P.O. BOX 82178
BATON ROUGE, LOUISIANA 70824-2178

RECYCLE / REUSE

Form Approved OMB No. 2050-0039; Expires 9-00-94

ASSEMBLY OR TYPE (Form designed for use on elite (12-pitch) typewriter)

UNIFORM HAZARDOUS
WASTE MANIFEST

Generator's US EPA ID No.

Manifest
Document No.

2: Page 1 Information in the shaded areas
is not required by Federal law.

3. Generator's Name and Mailing Address:

Hydrocarbon Recyclers Inc.
2549 N. New York
Wichita, KS. 67219

A: State Manifest Document Number

LA A 3318053

B: State Generator's ID

4. Generator's Phone:

(316) 268-7500 Attn: Gary Burns

6. US EPA ID Number

5. Transporter 1 Company Name

IR-Hint-Special Commodities

IA IR ID 19 18 11 19 10 18 15 15 11

7. Transporter 2 Company Name

8. US EPA ID Number

9. Designated Facility Name and Site Address:

MARINE SHALE PROCESSORS, INC.
9824 HIGHWAY 90 EAST
MORGAN CITY, LOUISIANA 70380

10. US EPA ID Number

LA D9 81057708

G: State Facility ID

H: Facility's Phone
(504) 831-3161

11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)

a. RO, Waste Paint Related Material, 3, UN1263,
PGII (chromium, lead)

b. RO, Waste Paint Related Material, 8, UN3066,
PGII (amines, Toluene)

c. RO, Waste Paint Related Material, 3, UN1263,
PGII (toluene, acetone)

d. RO, Waste Paint Related Material, 3, UN1263,
3, PGII (lead, MEK)

12. Containers

13. Total Quantity

14. Unit Wt/Vol

15. Additional Descriptions for Materials Listed Above

16. Special Handling Instructions and Additional Information

Emergency Phone : 8am-5pm (316-261-2766 or 316-268-7500)

5pm-8am (LFOTRAC @ 1-800-535-5058)

Facility (725-700)

Other recovery used as ingredient / fuel in aggregate mfg process

17. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations.

Printed/Typed Name

Signature

Month Day Year

18. Transporter 1 Acknowledgement of Receipt of Materials

Printed/Typed Name

Signature

Month Day Year

19. Discrepancy Indication Space

20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in item 19.

Printed/Typed Name

Signature

Month Day Year

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. K S D 0 0 7 2 4 6 8 4 6 0 4 7 2 2		Manifest Document No.		2. Page 1 of 1		Information in the shaded areas is not required by Federal law.																																													
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						B. State Generator's ID SAME																																															
4. Generator's Phone (316) 268-7500						C. State Transporter's ID 11278PNY																																															
5. Transporter 1 Company Name HAZ MAT ENVIRONMENTAL GROUP						D. Transporter's Phone (716) 827-7200																																															
6. US EPA ID Number NY D 9 8 0 7 6 9 9 4 7						E. State Transporter's ID																																															
7. Transporter 2 Company Name						F. Transporter's Phone																																															
8. US EPA ID Number						G. State Facility's ID CAD088504881																																															
9. Designated Facility Name and Site Address KINSBURY BROTHERS, INC. 1314 N. LEMON STREET ANAHEIM, CA 92801-						H. Facility's Phone (800) 548-8797																																															
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						No. Type		Quantity		Wt/Vol																																											
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Printed/Typed Name						Signature <i>Trine Wil</i>																																															
Month Day Year						11/10/1996																																															
17. Transporter 1 Acknowledgement of Receipt of Materials																																																					
Printed/Typed Name DARRELL S. PECKETT						Signature <i>D S Peckett</i>																																															
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Printed/Typed Name Ram Cox						Signature <i>Ram Cox</i>																																															
Month Day Year						11/11/1996																																															

Customer Notification And Certification

Page ___ of ___

Generator Name/Location: Hydrocarbon Recovery

EPA I.D. Number: KS0007246846

Waste Profile or ARF Designation: BBY

Manifest Number: 04722

EPA Waste Number(s): None, D009

Waste Analysis Available? Yes (attached) ___ No X On file at receiving facility ___

Unrestricted Waste Notification (Category 1)

Mark the statement below if you generate a waste that is not a land disposal restricted waste (the waste has no applicable treatment standards).

- ☐ I notify that I am familiar with the waste through analysis and testing or through knowledge of the waste to support this notification that the waste is not restricted as specified in 40 CFR §268, Subpart D or any applicable prohibitions set forth in 40 CFR §268.32 or RCRA Section 3004(d).

Restricted Waste/Debris Notification (Category 2)

Mark statement (2a) below if you generate a waste that is restricted from land disposal (the waste has applicable treatment standards).

NOTE-1: A waste may pass one or more standards and require treatment or be varianced for others. In this case, all applicable categories must be checked. NOTE-2: D001, D002 and D012 - D043 wastes must be evaluated for underlying constituents found in 40 CFR §268.48 (Table UTS), that are reasonably expected to be present. A list of these constituents must be included on FORM B, or attached to and accompany this notification with each waste shipment. Mark statement (2b) if you generate a debris waste that will be treated to the alternate debris standards located in 40 CFR §268.45.

(2a) Restricted Waste Notification

I notify that I am familiar with the waste through analysis and testing or through knowledge of the waste to support this notification that the waste is subject to the treatment standards specified in 40 CFR §268 Subpart D. The waste: (a) must be treated to the appropriate regulatory treatment standard, by the appropriate regulatory treatment method; (b) qualifies for a variance as described in category 3 below; or (c) meets some or all of the standards as described in Category 4 below.

(2b) Alternate Debris Treatment Notification: This hazardous debris is subject to the alternate treatment standards of 40 CFR §268.45.

The waste contains the following contaminants subject to treatment [check all that apply]:

- ☐ §268.45(b)(1) - Toxicity characteristic debris;
☐ §268.45(b)(2) - Debris contaminated with listed waste;
☐ §268.45(b)(3) - Cyanide reactive debris.

Restricted Waste Variance Notification (Category 3)

Mark the statement below and list the applicable variance date on Form B, if you generate a waste which does not require treatment prior to land disposal because of a variance (including a case-by-case extension under 40 CFR §268.5, a nationwide variance under 40 CFR §268 Subpart C, a no migration petition under 40 CFR §268.6, or other applicable variance).

- ☐ I notify pursuant to 40 CFR §268.7(a)(3) that I am familiar with the waste through analysis and testing or through knowledge of the waste to support this notification that this waste is subject to a national capacity variance under 40 CFR §268 Subpart C, or a case-by-case extension under 40 CFR §268.5, or an exemption under 40 CFR §268.6.

Restricted Waste Certification (Treatment Standards Met) (Category 4)

Mark the certification statement below if you generate a waste that is restricted from land disposal (the waste has applicable treatment standards), and the waste meets the standards as generated. Note: All applicable constituent standards must be accounted for. A waste may pass one or more standards and require treatment or be variance for other constituents. In this case, all applicable categories must be checked.

- ☐ I certify under penalty of law that I personally have examined and am familiar with the waste through analysis and testing or through knowledge of the waste to support this certification that the waste complies with the treatment standards specified in 40 CFR Part 268 Subpart D and all applicable prohibitions set forth in 40 CFR 268.32 or RCRA § 3004(d). I believe that the information I submitted is true, accurate and complete. I am aware that there are significant penalties for submitting a false certification, including the possibility of fine and imprisonment.

SIGNATURE: [Signature] DATE: 11-4-96

PRINT NAME: [Name] TITLE: [Title]

Manifest : 04722

CONSTITUENTS IN SOLVENT, CALIFORNIA LIST AND CHARACTERISTIC WASTES.

Revised 10/94 585-7512-585003



APR 09 1997 Hazardous Waste Compliance
Monitoring and Enforcement Log

FORM
A

HANDLER

ID Number: KSD0007246846 LDF () TSF ☒ GEN ☒ KG () SQ () TRA ()
HWM () HWB () UOM () UOB () NOT A GEN ()

Handler Name: Laidlaw d.b.a. Hydrocarbon Recyclers Inc.

AT N/A CL N/A
FT 4-15-97 RCRIS 4-25-97

Street: 2549 N. New York City: Wichita County: SG

EVALUATION New ☐ Followup: Date (on site) ☐ ☐ ☐ Date (of letter) 04 07 97 Delete ☐

Date 96 04 18 Agency S Type CSE Reason 01 Person ZLH District SC

Areas of Evaluation (EV - Evaluated, NE - Not Evaluated, NA - Not Applicable)

Generator		Transporter		Treatment/Storage/Disposal Facility								Other			
GER	<input type="checkbox"/>	GPT	<input checked="" type="checkbox"/>	TGR	<input type="checkbox"/>	DCH	<input type="checkbox"/>	DGW	<input type="checkbox"/>	DMC	<input checked="" type="checkbox"/>	DPP	<input type="checkbox"/>	BRR	<input type="checkbox"/>
GGR	<input type="checkbox"/>	GRR	<input type="checkbox"/>	TMR	<input type="checkbox"/>	DCL	<input type="checkbox"/>	DIN	<input type="checkbox"/>	DMR	<input type="checkbox"/>	DSI	<input type="checkbox"/>	CAS	<input type="checkbox"/>
GLB	<input type="checkbox"/>	GSC	<input type="checkbox"/>	TOR	<input type="checkbox"/>	DCP	<input type="checkbox"/>	DLB	<input type="checkbox"/>	DOR	<input type="checkbox"/>	DTR	<input type="checkbox"/>	CSS	<input type="checkbox"/>
GMR	<input checked="" type="checkbox"/>	GSQ	<input type="checkbox"/>	TRR	<input type="checkbox"/>	DFR	<input type="checkbox"/>	DLF	<input type="checkbox"/>	DOT	<input type="checkbox"/>	DTT	<input type="checkbox"/>	FEA	<input type="checkbox"/>
GOR	<input type="checkbox"/>			TWD	<input type="checkbox"/>	DGS	<input type="checkbox"/>	DLT	<input type="checkbox"/>	DPB	<input type="checkbox"/>	DWP	<input type="checkbox"/>	ILD	<input type="checkbox"/>

Used Oil UOM ☐ UOB ☐ UTM ☐ SUM ☐ SUB ☐

COMMENTS

VIOLATION # 6 Date Determined 04 18 96
New ☐ Change ☒ Delete ☐ Comments ☐
Agency S Number 219 Area DMC Class 1 Priority 1 Type SR
Regulation Citation: Permit
Description: Container Condition Returned to Compliance NO 5 97
Scheduled: 04 03 97

VIOLATION # 15 Date Determined 04 18 96
New ☐ Change ☒ Delete ☐ Comments ☐
Agency S Number 38 Area Gmk Class 2 Priority 1 Type SR
Regulation Citation: KAR 28-31-4(d)
Description: Py 2 of 2 Returned to Compliance 02 14 97
Scheduled: 01 31 97

VIOLATION # Date Determined
New ☐ Change ☐ Delete ☐ Comments ☐
Agency S Number Area Class Priority Type
Regulation Citation:
Description: Returned to Compliance
Scheduled:

VIOLATION # Date Determined
New ☐ Change ☐ Delete ☐ Comments ☐
Agency S Number Area Class Priority Type
Regulation Citation:
Description: Returned to Compliance
Scheduled:

Facility Name: Laidlaw d.b.a. Hydrocarbon Recyclers Inc.

Hazardous Waste Compliance Monitoring and Enforcement Log

FORM
B

ID Number:

Handler Name:

VIOLATION # **Date Determined**

New ☐ Change ☐ Delete ☒ Comments

Agency Number Area Class Priority Type

Regulation Citation:

Description: Returned to Compliance

Scheduled:

Actual:

VIOLATION # **Date Determined**

New ☐ Change ☐ Delete ☒ Comments

Agency Number Area Class Priority Type

Regulation Citation:

Description: Returned to Compliance

Scheduled:

Actual:

VIOLATION # **Date Determined**

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Regulation Citation:

Description: Returned to Compliance

Scheduled:

Actual:

VIOLATION # **Date Determined**

New ☐ Change ☐ Delete ☒ Comments

Agency Number Area Class Priority Type

Regulation Citation:

Description: Returned to Compliance

Scheduled:

Actual:

VIOLATION # **Date Determined**

New ☐ Change ☐ Delete ☒ Comments

Agency Number Area Class Priority Type

Regulation Citation:

Description: Returned to Compliance

Scheduled:

Actual:

ENFORCEMENT

New ☐ Change ☐ Delete ☒

Date Number Agency S Type District Person

COVERED VIOLATIONS

Agency	Violation Number	Area	Agency	Violation Number	Area	Agency	Violation Number	Area
S	<input type="text"/>	<input type="text"/>	S	<input type="text"/>	<input type="text"/>	S	<input type="text"/>	<input type="text"/>
S	<input type="text"/>	<input type="text"/>	S	<input type="text"/>	<input type="text"/>	S	<input type="text"/>	<input type="text"/>
S	<input type="text"/>	<input type="text"/>	S	<input type="text"/>	<input type="text"/>	S	<input type="text"/>	<input type="text"/>
S	<input type="text"/>	<input type="text"/>	S	<input type="text"/>	<input type="text"/>	S	<input type="text"/>	<input type="text"/>

Comments: